

CHAPTER NO. 483

HOUSE BILL NO. 2202

By Representative Coleman and Mr. Speaker Naifeh and Representatives McMillan, Hargett, Hagood, Montgomery, Stanley, Newton, Cochran, Vincent, Gresham, Casada, Mumpower, Phillip Johnson, Baird, Wood, Dubois, Pleasant, Kent, Todd, Buttry, Davis, Rowland, Lynn, Bunch, Dunn, Harry Brooks, Crider, Clem, McCord, Hensley, Sharp, Harrison, Black, Eldridge, Hawk, Sargent, Davidson, Curtiss, Bone, Fraley, Cobb, West, Hood, McDonald, Fowlkes, Odom, Ferguson, Mike Turner, Windle, Pinion, Litz, Fitzhugh, Hargrve, Briley, Maddox, Rinks, Shepard, Head, Hackworth, Harmon, Yokley, Godsey, Russell Johnson, Overbey

Substituted for: Senate Bill No. 2085

By Senators Trail, Kurita, Williams, Kilby

AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to the duration of certain handgun carry permits.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351, is amended by deleting subsection (n) and substituting instead the following:

(n)

(1) Except as provided in subdivision (2), a permit issued pursuant to this section shall be good for four (4) years and shall entitle the permit holder to carry any handgun or handguns which the permit holder legally owns or possesses. The permit holder shall have the permit in the holder's immediate possession at all times when carrying a handgun and shall display the permit on demand of a law enforcement officer.

(2) A Tennessee permit issued pursuant to this section to a person who is in or who enters into the United States armed forces shall continue in effect for so long as such person's service continues and such person is stationed outside this state, notwithstanding the fact that such person may be temporarily in this state on furlough, leave, or delay en route, and for a period not to exceed sixty (60) days following the date on which such person is honorably discharged or separated from such service or returns to this state on reassignment to a duty station in this state, unless the permit is sooner suspended, cancelled or revoked for cause as provided by law. The permit is valid only when in the immediate possession of the permit holder and the permit holder has in such holder's immediate possession such holder's discharge or separation papers, if the permit holder has been discharged or separated from the service.

SECTION 2. Tennessee Code Annotated, Section 39-17-1351, is further amended by adding the following subsection (q)(3):

(3) If a person whose handgun carry permit remained valid pursuant to subsection (n)(2) because such person was in the United States armed forces applies for a renewal of such permit within six (6) months of the expiration of the sixty (60) day period following discharge, separation, or return to this state on reassignment to a duty station in this state as provided in subsection (n)2), such person shall only be required to comply with the renewal provisions of subdivision (q)(1). If the renewal application is filed six (6) months or more from expiration of the sixty (60) day period following the date of honorable discharge, separation, or return to this state on reassignment to a duty station in this state, such person shall, for all purposes, be considered a new applicant.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it and shall apply to all handgun carry permits in effect or issued on or after the effective date of this act.

PASSED: March 22, 2004



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 8th day of April 2004



PHIL BREDESEN, GOVERNOR